## Safe and Healthy Lives in Safe and Healthy Communities

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS, DEPARTMENT OF HEALTH, BOARD OF MEDICAL LICENSURE AND DISCIPLINE

C95-119

In the matter of: John Terrill, M.D.

## CONSENT ORDER

Pursuant to Section 5-37-5.2 of the General Laws of the State of Rhode Island, 1956, as amended (1995 reenactment), a complaint was filed with the Board of Medical Licensure and Discipline (hereinafter referred to as "Board") alleging John Terrill, M.D., Respondent, violated Section 5-37-5.1 of the General Laws of the State of Rhode Island, 1956, as amended.

An investigation was conducted by Investigating Committee II, so called, of the Board. Investigating Committee II reported its evaluations and recommendations to the Board. The report was reviewed by the Board and it recommended further action.

The following constitutes the Investigating Committee's Investigative Findings with respect to the professional performance of the Respondent.

## Investigative Findings

1. The Respondent was a physician in an emergency room in

a local hospital and saw a 22 year old male who presented to the emergency room with abdominal pain, initially periumbilical, subsequent nausea, vomiting and weakness. On entry his pulse was 150, respirations 28 and he was afebrile. The patient vomited again in the emergency room and was given two doses of Compazine, 5 mg intravenously, one hour and fifteen minutes apart as ordered by the Respondent. The patient had a white blood count of 18.8 thousand with 95 percent polymorphonuclear leukocytes. The patient was discharged improved to home approximately 15 minutes after the last dose of Compazine with instructions to take only clear liquids for 24 hours. The patient was given instructions to see a local physician in 1-2 days if pain continued. The local physician was not contacted by the Respondent.

- 2. The patient states the local physician's office staff told him he could not been seen for a week. The patient returned to the same emergency room 6 days later and was admitted with a diagnosis of appendiceal abscess which was made by a different physician. Following therapy of an appendiceal abscess there were two subsequent admissions related to further complications of the same problem.
- 3. The Board of Medical Licensure and Discipline finds the Respondent violated Rhode Island General Laws 5-37-5.1 (19) for a failure to adhere to the minimal standards of acceptable medical practice.

The parties agree as follows:

- (1) The Respondent is a physician licensed and doing business under and by virtue of the Laws of the State of Rhode Island, allopathic license No. 4429.
- (2) Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board
- (3) Respondent has read this Consent Order and understands that it is a proposal of Investigating Committee II of the Board and is subject to the final approval of the Board. This Consent Order is not binding on respondent until final ratification by the Board.
- (4) Respondent hereby acknowledges and waives:
  - a. The right to appear personally or by counsel or both before the Board;
  - b. The right to produce witnesses and evidence in his behalf at a hearing;
  - c. The right to cross examine witnesses;
  - d. The right to have subpoenas issued by the Board;
  - e. The right to further procedural steps except for specifically contained herein;
  - f. Any and all rights of appeal of this Consent Order;
  - g. Any objection to the fact that this

Consent Order will be presented to the Board for consideration and review;

- h. Any objection to the fact that it will be necessary for the Board to become acquainted with all evidence pertaining to this matter in order to review adequately this Consent Order;
- i. Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order.
- (5) If the Consent Order is not accepted by the Respondent, the Investigative Committee will recommend to the Board that an Administrative Hearing be scheduled with respect to any and all acts of alleged unprofessional conduct. If the Board approves, a Hearing Committee will be convened for the purpose of conducting the Administrative Hearing. The composition of the Hearing Committee is described by statute. If the Hearing Committee votes in favor of finding the Respondent guilty of unprofessional conduct as specified in the charges, the Board shall prepare written finding of fact and law in support of said conclusion. If the accused is found not guilty, the Board shall, forthwith, issue an order dismissing the charges.
- admission by the Respondent of the facts set forth herein.

- (7) This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and by the Board. It shall be published as the Board, in its exercise of its discretion, shall determine.
- (8) Failure to comply with this Consent Order, when signed and accepted, shall subject the Respondent to further disciplinary action.
- (9) The Respondent agrees to the sanction of a Reprimand.
- (10) The Respondent shall pay an Administrative Fee of Five Hundred Dollars (\$500) Dollars to the Board within sixty days of ratification of this Consent Order.

Signed this 670

day of FEB-1997.

Jønn Terrill, M.D.

Ratified by the Board of Medical Licensure and Discipline at a meeting held on /2 February 1997.

Patricia A. Nolar MD MPH

Patricia A. Nolan MD, MPH Director of Health, Chairperson Board of Medical Licensure and

Discipline